IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 9TH MARCH 2007 / 18TH PHALGUNA 1928

Bail Appl..No. 1490 of 2007()

CRIME NO. 223 OF 2004 OF KORATTY POLICE STATION

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APPLICANT/ACCUSED

BABU.V.K., AGED 46 YEARS,
BUSINESSMAN, S/O.KRISHNAN, VENGALI HOUSE,
KALAMURI DESOM, KAIPAMANGALAM P.O.,
KAIPAMANGALAM VILLAGE, KODUNGALLOOR TALUK.

BY ADV. SRI.P.VIJAYA BHANU
SRI.PRASUN.S

RESPONDENTS: COMPLAINANT-STATE

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 09/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 1490 of 2007

DATED: 9th March 2007

O R D E R

Petitioner who is the 8th accused in Crime No. 223 of 2004 of Koratty Police Station for offences punishable under Sections 395 and 412 I.P.C. seeks anticipatory bail.

2. Consequent on the non-appearance of the petitioner in C.P. 164/06 on the file of the J.F.C.M., Chalakkudy, non-bailable warrants of arrest are pending against the petitioner.

4. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the J.F.C.M., Chalakkudy and seek regular bail. Accordingly, if the petitioner surrenders before the J.F.C.M., Chalakkudy, and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same date on which it is filed after considering his contention that the police were actually on the look out for Sunil but the petitioner's name is Babu who is not named as an accused in the case.

With the above observation this application is disposed of.

V.RAMKUMAR, JUDGE.

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